IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE NINTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

-

WRIT PETITION NO : 11547 of 2004

Between:

Smt. T. Parijatham, W/o. Late T. Mani,
Peddakantipalle, (HW), Nandanuru Post,
G.D. Nellore, Chittoor District.

..... PETITIONER

AND

1 The Vice Chairman & Managing Director, APSRTC, RTC Cross Road, Azamabad, Hyderabad.
2 The Regional Manager, APSRTC, Tirupathi, Chittoor District.
3 The Depot Manager, Piler Depot, Chittoor District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order direction or a writ more particularly in the nature of Writ of Mandamus by declaring the action of the respondents in rejecting the claim of the petitioner for compassionate appointment as Sweeper/Cleaner in APSRTC by relaxing the conditions, by an order dt. P1/GEN/Selection-508533 dt.21-10-99 of R3 and also the letter No. E1/329/4/99-RM(T) dt. 1-3-99 of R2 and to declare the inaction of the R1 in disposing the appeal filed by the petitioner which is kept pending till today without passing any orders, as arbitrary, illegal, discriminatory, unfair, in humane, without application of mind, amounting to violation of Art, 14, 16 & 21 of the Constitution of India and set aside the same and consequently to direct the respondents to provide any job under compassionate grounds by relaxing the conditions anywhere in the

Tirupathi or Nellore Region.

Counsel for the Petitioner:MR.KRISHNA DEVAN

Counsel for the Respondent No.: MR.Y.VIVEKANANDA SWAMY

The Court at the admission stage made the following ORDER:

The husband of the petitioner, who was working as a driver in APSRTC, died on 28-04-1995. So, the petitioner made a representation to the second respondent for appointment on compassionate grounds in any suitable post. The same was forwarded to the higher authorities. But the respondents Corporation directed the petitioner to take additional monetary benefits in lieu of compassionate appointment. The respondents Corporation has to consider the case of the petitioner as per the rules and regulations of the Corporation. Whether she is entitled for appointment on compassionate grounds in any suitable post in the Corporation or not has to be decided by the first respondent.

It seems, the petitioner gave a representation to the first respondent on 01-06-2000 to provide employment in any suitable post and the same is pending consideration. The first respondent has to take appropriate decision and pass orders as per the rules and regulations of the Corporation. Therefore, a direction is given to the first respondent to pass appropriate orders on the representation of the petitioner dated 01-06-2000 within a period of four weeks from the date of receipt of a copy of this order as per the rules and regulations of the Corporation.

With the above direction, the writ petition is disposed of. In the circumstances, no costs.

9th JULY, 2004.

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To

1 The Vice Chairman & Managing Director, APSRTC, RTC Cross Road, Azamabad, Hyderabad.
2 The Regional Manager, APSRTC, Tirupathi, Chittoor District.
3 The Depot Manager, Piler Depot, Chittoor District.

4 Two CD copies.